

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

THE UNITED STATES OF AMERICA, and

THE STATES OF CALIFORNIA, COLORADO,
CONNECTICUT, DELAWARE, FLORIDA,
GEORGIA, HAWAII, ILLINOIS, INDIANA, IOWA,
LOUISIANA, MARYLAND, MASSACHUSETTS,
MICHIGAN, MINNESOTA, MONTANA,
NEVADA, NEW HAMPSHIRE, NEW JERSEY,
NEW MEXICO, NEW YORK, NORTH
CAROLINA, OKLAHOMA, RHODE ISLAND,
TENNESSEE, TEXAS, VERMONT, VIRGINIA,
AND WASHINGTON; THE DISTRICT OF
COLUMBIA; THE COUNTY OF ALLEGHENY;
AND THE CITIES OF CHICAGO, NEW YORK,
AND PHILADELPHIA,

ex rel. JOEL STEVENS

Plaintiffs,

v.

ATRICURE INC., ST. HELENA HOSPITAL, AND
ADVENTIST HEALTH;

Defendants.

CASE NO. 3:17-cv-10

ATRICURE'S MOTION TO STAY

Pursuant to Federal Rule of Civil Procedure 6(b), AtriCure Inc. ("AtriCure") respectfully moves this Court for a stay and extension of time to file a response to the Third Amended Complaint. The Memorandum in Support of this Motion is filed contemporaneously herewith. Counsel for AtriCure have conferred in good faith with counsel for Relator Joel Stevens and Defendants Adventist Health and St. Helena Hospital before filing this Motion, pursuant to Local Civil Rule 7.1(b). While all Defendants support this motion, Relator does not.

Respectfully submitted this 3rd day of September, 2021.

s/ Brian S. Cromwell

Brian S. Cromwell

N.C. State Bar No. 23488

Eric A. Frick

N.C. State Bar No. 49212

PARKER POE ADAMS & BERNSTEIN LLP

620 S. Tryon Street, Suite 800

Charlotte, NC 28202

Tel. (704) 372-9000

Fax. (704) 334-4706

briancromwell@parkerpoe.com

ericfrick@parkerpoe.com

Ralph J. Caccia (*pro hac vice*)

Brandon J. Moss (*pro hac vice*)

WILEY REIN LLP

1776 K Street N.W.

Washington, DC 20006

Tel: (202) 719-7000

Fax: (202) 719-7049

rcaccia@wiley.law

bmoss@wiley.law

Counsel for Defendant AtriCure, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **ATRICURE’S MOTION TO STAY** was electronically filed with the Clerk of the Court using the CM/ECF system and served upon counsel of record through the Court’s electronic case filing system.

This 3rd day of September, 2021.

s/ *Brian S. Cromwell*
Brian S. Cromwell
N.C. State Bar No. 23488
Eric A. Frick
N.C. State Bar No. 49212
PARKER POE ADAMS & BERNSTEIN LLP
620 S. Tryon Street, Suite 800
Charlotte, NC 28202
Tel. (704) 372-9000
Fax. (704) 334-4706
briancromwell@parkerpoe.com
ericfrick@parkerpoe.com

Counsel for Defendant AtriCure, Inc.